

REMARKS

Claims 1-4, 12, 13, 16, 17, 21 and 25 are provisionally rejected under 35 USC §121 as a nonstatutory type of doubling patenting. Therefore, in accordance with the provisions of 37 CFR 1.321(c), Applicants declare that co-pending Application Nos. 09/695,816 and 10/141,906 are both assigned to and owned by Sandia Corporation, Albuquerque New Mexico, that Applicants disclaim the terminal portion of any patent granted on subject application and that any patent granted on subject application shall be enforceable only for and during such period that said patent is commonly owned with the application that formed the basis for the rejection.

Commissioner is authorized to charge Deposit Account 50-0583 the fee set forth in 37 CFR §1.20(d). A duplicate copy of this paper is submitted herewith.

CONCLUSION

The rejection of claims 1-4,12, 13, 16, 17, 21 and 25 having been overcome, Applicants request reconsideration and withdrawal of the rejection and that a timely Notice of Allowance be issued.

Respectfully submitted,

Date: 4/13/04

  
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Certificate of Mailing Under 37 CFR §1.8

I hereby certify that this Correspondence and documents referred to herein were deposited with the United States Postal Service as first class mail addressed to: Assistant Commissioner of Patents, Washington, D. C. 20231 on the date shown below.

Date of Deposit: 4/22/04

Person making Deposit: Jenna Madrid Signature: Jenna Madrid

Application Number: 09/695,816

For Applicant: Hasselbrink, Jr.